



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
RESEARCH TRIANGLE PARK, NC 27711

JUL 24 2013

OFFICE OF
AIR QUALITY PLANNING
AND STANDARDS

Mr. Christopher Horner
Director of Litigation
Environmental Law Center
American Tradition Institute
1489 Kinross Lane
Keswick, Virginia 22947

Re: Freedom of Information No. EPA-HQ-2013-006858

Dear Mr. Horner:

Enclosed please find information related to your April 25, 2013, request under the Freedom of Information Act (FOIA). Under the FOIA, you requested "copies of all a) agency electronic mail, instant messages, text messages; b) sent to or from the Headquarters, Office of Air and Radiation and/or Office of the Administrator; c) dated, sent or received from January 2, 2013 to the date you process this request, inclusive; d) that use "AAPCA" and "Battelle."

Accompanying this letter are the records relevant to your request that are subject to release. The EPA continues to search and review our records and, if we find any additional records we will release those documents to you on a rolling basis. We will also inform you if our search finds no additional records. Some of the records you requested are being withheld in whole or in part pursuant to 5 U.S.C. 552(b)(5). The records are exempt from disclosure because they are pre-decisional and deliberative and would harm agency decision making if released. Specifically, we are withholding in full 4 emails among EPA employees.

You may appeal this response to the National Freedom of Information Officer, U.S. EPA, FOIA and Privacy Branch, 1200 Pennsylvania Avenue, N.W. (2822T), Washington, D.C. 20460 (U.S. Postal Service Only), Fax: (202) 566-2147, E-mail: hq.foia@epa.gov. Only items mailed through the United States Postal Service may be delivered to 1200 Pennsylvania Avenue, N.W. If you are submitting your appeal via hand delivery, courier service or overnight delivery, you must address your correspondence to 1301 Constitution Avenue, NW., Room 6416J, Washington, D.C. 20001. Your appeal must be made in writing, and it must be submitted no later than 30 calendar days from the date of this letter. The EPA will not consider appeals received after the 30 calendar day limit. The appeal letter should include the FOIA request number listed above. For quickest possible handling, the appeal letter and its envelope should be marked "Freedom of Information Act Appeal."

Again, thank you for your request. I appreciate the opportunity to be of service and trust the information provided is helpful to you.

Sincerely,

A handwritten signature in dark ink, appearing to read "Stephen D. Page". The signature is fluid and cursive, with the first name "Stephen" being the most prominent.

Stephen D. Page
Director
Office of Air Quality Planning
and Standards